

Sectors

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
49,799 (801)

In Re Application Of: N. Takamori, et al.

JUL 26 2000

PATENT & TRADEMARK OFFICE

Serial No.
09/560,234

Filing Date
4/28/2000

Examiner
Unassigned

Group Art Unit
2754

Invention: **DISK CARTRIDGE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

July 7, 2000
Date

Enclosed herewith for filing are the following:

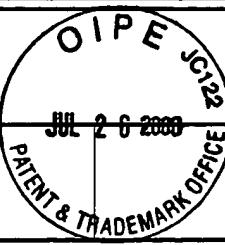
- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other (list):

**Petition for Correction of Inventorship
Statement from Toshihiro Tamura
Information Disclosure Statement and PTO Form 1449 (with 3 References)**

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Completion of application fees as calculated below:

<input checked="" type="checkbox"/> Utility application filing fee	<u>\$690.00</u>
<input type="checkbox"/> Design application filing fee	
<input checked="" type="checkbox"/> Total number of independent claims = <u>6</u>	<u>\$234.00</u>
<input checked="" type="checkbox"/> Total number of claims = <u>20</u>	
<input type="checkbox"/> Multiple dependent claims	
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	<u>\$130.00</u>
<input checked="" type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the invention	<u>\$130.00</u>
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification	
<input type="checkbox"/> Fee for processing and retention of application	
Total completion of application fees <u>\$1,184.00</u>	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month Two months Three months Four months

from: _____
Date

until: _____
Date

Total time extension fees \$0.00

Total fees due \$1,184.00

Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)

Docket No.
49,799 (801)

In Re Application Of: N. Takamori, et al.



Serial No.
09/560,234

Filing Date
4/28/2000

Examiner
Unassigned

Group Art Unit
2754

Invention: DISK CARTRIDGE

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of \$1,184 is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 04-1105
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 04-1105
A duplicate copy of this sheet is enclosed.

George W. Hartnell III, Esq. (Reg. No. 42,639)
Dike, Bronstein, Roberts & Cushman
Intellectual Property Practice Group
EDWARDS & ANGELL, LLP
130 Water Street
Boston, MA 02109
Tel: (617) 523-3400

Dated: July 21, 2000

I certify that this document and fee is being deposited on July 21, 2000 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Donna M. Tomaso

Typed or Printed Name of Person Mailing Correspondence

CC:

FORMALITIES LETTER


OC00000005224252

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/560,234	04/28/2000	Nobuyuki Takamori	49799(801)

George W Hartnell III
Dike Bronstein Roberts & Cushman LLP
130 Water Street
Boston, MA 02109

Date Mailed: 07/07/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$234.
■ \$234 for 3 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1054.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/28/2000 BHABTEW 00000038 09560234

01 FC:101	690.00 0P
02 FC:102	234.00 0P
03 FC:105	130.00 0P

JUL 26 2000

PATENT & TRADEMARK OFFICE
49,799 (801)

Practitioner's Docket No. _____

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: N. Takamori, et al.

Application No.: 0 9/ 560,234 Group No.: 2754
Filed: 4/28/2000 Examiner: Unassigned
For: DISK CARTRIDGEAssistant Commissioner for Patents
Washington, D.C. 20231**AMENDMENT, PETITION AND FEE TO DELETE AND/OR
ADD TO ORIGINAL ERRONEOUSLY NAMED OR NOT NAMED
INVENTOR(S) IN DECLARATION—NONPROVISIONAL APPLICATION—
(37 C.F.R. § 1.48(a))**

NOTE: "If the inventive entity is set forth in error in an executed § 1.63 oath or declaration in an application, other than a reissue application, and such error arose without any deceptive intention of the part of the person named as an inventor in error or on the part of the person who through error was not named as an inventor, the application may be amended to name only the actual inventor or inventors." 37 C.F.R. § 1.48(a)

NOTE: 37 C.F.R. § 1.48(f) states: "If the correct inventor or inventors are not named on filing a nonprovisional application under § 1.53(b) without an executed oath or declaration under § 1.63, the later submission of an executed oath or declaration under § 1.63 during the pendency of the application will act to correct the earlier identification of inventorship."

"(2) If the correct inventor or inventors are not named on filing a provisional application without a cover sheet under § 1.51(c)(1), the later submission of a cover sheet under § 1.51(c)(1) during the pendency of the application will act to correct the earlier identification of inventorship."

1. This amendment and petition is to correct the incorrect original naming of inventor(s) in the declaration under 37 C.F.R. § 1.48(a) as set forth and filed on 7/21/2000 (Date).
2. Addition and/or Deletion of Inventor(s)

(check and complete all applicable items)

Add the following previously unnamed person(s) as inventor(s) of this application:
Toshihiro TAMURA

Delete the following previously incorrectly named inventor(s) _____

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.
Date: July 21, 2000

FACSIMILE

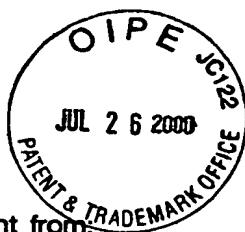
transmitted by facsimile to the Patent and Trademark Office.

Signature

Donna M. Tomaso

(type or print name of person certifying)

(Amendment, Petition and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventor(s) in Declaration (37 C.F.R. § 1.48(a) [9-22])—page 1 of 2)



3. Attachments

Attached is

(a) A statement from:

(check items below that apply)

each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. § 1.48(a)(1).

each person being deleted as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. § 1.48(a)(1).

(b) a declaration by each of the actual inventor(s) as required by 37 C.F.R. § 1.63 (or as permitted by §§ 1.42, 1.43, OR 1.47). 37 C.F.R. § 1.48(a)(2).

(c) written assent of the assignee *(if any of the original inventors executed an assignment)* 37 C.F.R. 1.48(a)(4)

(d)

(check the following item, if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed.)

Attached is an explanation of the facts, including the ownership of all the claim(s) being claimed in this application, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Fee Payment (37 C.F.R. § 1.17(i))

The fee required is paid as follows:

Enclosed is a check for \$130.00.

Charge Account 04-1105 for any fee deficiency.

Charge Account _____ the sum of \$130.00.

A handwritten signature of George W. Hartnell III.

SIGNATURE OF PRACTITIONER

George W. Hartnell III

(type or print name of practitioner)
Dike, Bronstein, Roberts & Cushman
Intellectual Property Practice Group

P.O. Address EDWARDS & ANGELL, LLP
130 Water Street
Boston, MA 02109

Reg. No.: 42,639

Tel. No.: (617) 523-3400

Customer No.: 21874

*(Amendment, Petition and Fee to Delete and/or Add to Original Erroneously Named Inventor(s) in Declaration
(37 C.F.R. § 1.48(a) [9-22]—page 2 of 2)*



Attorney Docket No. 49,799 (801)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): N. Takamori, et al.

EXAMINER: Unassigned

SERIAL NO.: 09/560,234

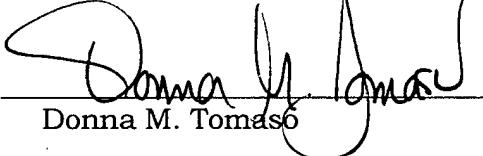
GROUP: 2754

FILED: April 28, 2000

FOR: DISK CARTRIDGE

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on 21 July 2000.

By: 
Donna M. Tomaso

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, DC 20231

Sir:

STATEMENT

I, Toshihiro Tamura, declare as follows:

1. I have reviewed the above-identified application, including the claims pending on the below listed date.

2. It has now been determined that I am an inventor of the application. To my knowledge, that error in inventorship occurred without deceptive intent on my part or by anyone else.

Date: June 14, 2000

Toshihiro Tamura
Toshihiro Tamura

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